HON'BLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION NO. 10566 OF 2007
DATE: 16.7.2007

Between:

Smt. B. Vijayalakshmi W/o Dr. B. Srivastha

…Petitioner

AND

1. The Station House Officer, Mahabubnagar, II Town Police Station, Mahabubnagar and two others.

….Respondents

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WRIT PETITION NO. 10566OF 2007

ORAL ORDER:

It is the case of the petitioner that he is working as Deputy Director/District Treasury Officer, Mahabubnagar for the past two years and he is not the officer to pass pay bills of the staff working in various Government Schools in Mahabubnagar Town and one Sri Kamalakar Rao, Assistant Treasury Officer, is the concerned authority to pass the pay bills. Though the petitioner is not the concerned officer to pass pay bills, the third respondent herein, who belongs to schedule tribe, styling himself as leader of ST, SC, BC Teachers, came to the D.T.O's Office and he discussed with the section clerk and STO and that it is alleged that the petitioner told him that he will not get any salaries and during the course of discussion the DTO has scolded the petitioner taking the name of his caste, therefore, he lodged a report with the Station House Officer, Mahabubnagar, II Town Police Station on 2.5.2007 and basing on which a Crime was registered in FIR No. 73 of 2007 under Section 504 IPC and Section 3(1) (x) of S.C and S.T Act of 1989.

This Court while issuing notice before admission on 16.5.2007 granted stay for a period of four weeks. After expiry of four weeks when the matter came up before this court on 9.7.2007, this court directed the respondents 1 and 2 to complete the investigation as expeditiously as possible, but however, without arresting the petitioner.

Counter affidavit has been filed without noticing the order passed by this court on 9.7.2007 to complete the investigation, as it is stated that the complaint of the petitioner was already examined and the investigation is in progress and the investigation was not completed in view of the interim order granted by this court on 2.5.2007. As the interim order dated 2.5.2007 was already expired and it was not extended and this court by an order dated 9.7.2007 directed the respondents 1 and 2 to complete the investigation, the respondents are directed to complete the investigation, as expeditiously as possible and file a final report/charge sheet, as the case may be, but however, without arresting the petitioner during the course of investigation. The petitioner is directed to appear before the investigating agency as and when required and cooperate with them in all aspects.

Accordingly, the writ Petition is disposed of. No order as to costs.

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V. ESWARAIAH, J

Date: 16.07.2007
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